

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

STEVEN R. BELITZ,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

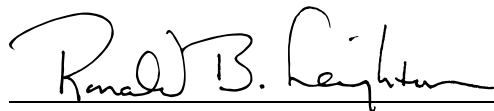
CASE NO. C10-5130RBL/JRC

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Richard Creatura, United States Magistrate Judge, objections to the Report and Recommendation [Dkt. #28], and the remaining record, does hereby find and Order:

- (1) Petitioner's Motion for an Extension of Time to Amend and for Stay and Abeyance [Dkt. #27] is **DENIED**.
- (2) The Court adopts the Report and Recommendation;
- (3) The Petition is **DENIED** for the reasons stated in the Report and Recommendation. In Forma Pauperis status is revoked for purposes of appeal.
- (4) The clerk is directed to send copies of this Order to Petitioner, and the Hon. J. Richard Creatura.
- (5) The Court declines to issue a certificate of appealability because petitioner fails to make "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(3).

DATED this 15<sup>th</sup> day of March 2011.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE